



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

David Christopher Gevry

Little Falls, NY 13365

JUL 25 2018

RE: MUR 7311
David Christopher Gevry

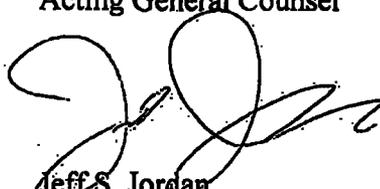
Dear Mr. Gevry:

On January 25, 2018, the Federal Election Commission ("Commission") notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On July 24, 2018, based upon the information contained in the complaint, the Commission decided to dismiss allegations that you violated provisions of the Act. The Commission then closed its file in this matter. A copy of the Factual and Legal Analysis, which more fully explains the basis for the Commission's decision, is enclosed.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). If you have any questions, please contact Kristina Portner, the attorney assigned to this matter, at (202) 694-1518.

Sincerely,

Lisa J. Stevenson
Acting General Counsel

BY: 
Assistant General Counsel

Enclosure:
Factual and Legal Analysis

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

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3 **RESPONDENTS:** David Gevry for President 2020 and MUR 7311
4 Christopher Savage in his official capacity as treasurer,
5 David C. Gevry for President 2020 and
6 Christopher Savage in his official capacity as treasurer, and
7 David Christopher Gevry
8

9 This matter was generated by a complaint alleging violations of the Federal Election
10 Campaign Act of 1971, as amended (“the Act”) and Commission regulations by David Gevry for
11 President 2020 and Christopher Savage in his official capacity as treasurer, David C. Gevry for
12 President 2020 and Christopher Savage in his official capacity as treasurer, and David
13 Christopher Gevry. It was scored as a low-rated matter under the Enforcement Priority System,
14 by which the Commission uses formal scoring criteria as a basis to allocate its resources and
15 decide which matters to pursue.

16 The Complainant alleges that the Respondents fraudulently used his address on their
17 Statements of Candidacy and Organization.¹ Respondents did not respond to the Reports
18 Analysis Division’s (“RAD”) Requests for Additional Information. As a result, RAD removed
19 Respondents’ filings from the Commission’s searchable candidate/committee filings database
20 and placed them in the unverified filings database.

21 Within fifteen days of becoming a candidate,² the candidate must designate a principal
22 campaign committee by filing a Statement of Candidacy (“FEC Form 2”) that includes, among
23 other things, the individual’s address and his or her principal campaign committee’s name and

¹ Comp. at 1 (Jan. 19, 2018).

² 52 U.S.C. § 30101(2); 11 C.F.R. § 100.3.

1 address.³ The principal campaign committee must then file a Statement of Organization (“FEC
2 Form 1”) no later than ten days after designation by the candidate that includes, among other
3 things, the committee’s address.⁴

4 In furtherance of the Commission’s priorities relative to other matters pending on the
5 Enforcement docket and given that the Forms 1 and 2 have been removed from the
6 Commission’s searchable candidate/committee filings database, the Commission exercises its
7 prosecutorial discretion and dismisses the allegations as to David Gevry for President 2020 and
8 Christopher Savage in his official capacity as treasurer, David C. Gevry for President 2020 and
9 Christopher Savage in his official capacity as treasurer, and David Christopher Gevry. *Heckler*
10 *v. Chaney*, 470 U.S. 821, 831-32 (1985).

³ 52 U.S.C. § 30102(e)(1); 11 C.F.R. § 101.1(a).

⁴ 52 U.S.C. § 30103(a); 11 C.F.R. § 102.1(a). FEC Forms 1 and 2 require the individual to “certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete” and contain the informational statement that the “[s]ubmission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 52 U.S.C. § 30109.” FEC Form 2, Statement of Candidacy, <https://www.fec.gov/resources/cms-content/documents/fecfrm2.pdf>; FEC Form 1, Statement of Organization, <https://www.fec.gov/resources/cms-content/documents/fecfrm1.pdf>; *see also* 11 C.F.R. § 104.14(d).